



DIVISION OF  
ENFORCEMENT

UNITED STATES  
SECURITIES AND EXCHANGE COMMISSION  
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**VIA ECF**

November 23, 2015

Honorable Victor Marrero  
United States District Court  
Southern District of New York  
500 Pearl Street  
New York, New York 1007

Re: SEC v. CR Intrinsic Investors, LLC, no. 12 Civ. 8466 (VM)

Dear Judge Marrero:

We write on behalf of plaintiff Securities & Exchange Commission ("Commission" or "SEC") in response to the Court's order of November 17, 2015, requesting the Commission to show cause why the relief requested by the Lead Plaintiffs in Kaplan v. S.A.C. Capital Advisors, L.P., No. 12 Civ. 9350 (VM)(KNF) ("Class Action"), a related class action on behalf of investors in Elan Corporation, plc, should not be granted. This morning the Commission has submitted for approval a proposed Plan of Distribution for the Fair Fund in the above-referenced matter. We have no objection to the schedule for comments proposed by Class Action counsel Ethan D. Wohl in the letter dated November 16, 2015 and endorsed by this Court.

Respectfully submitted,

/s/Susan S. Pecaro

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cc: All Counsel of Record (via ECF)